

#

Stern, Richard

From: Stern, Richard
Sent: Friday, January 23, 2004 12:52 PM
To: 'Sim, Gek-Kee'; 'gk2463622@aol.com'
Cc: Gordon, Susan
Subject: Heska Patent Issues

Dear Gek-Kee

This is the fourth time this email has been sent to you. Each time an email has been sent, a call has been placed to your home, a gentleman has answered and a message was left with him for you to return the documents you received from us in October of 2003. He was also told to inform you that if there were problems with our request, you should call us in order to discuss this matter.

To date, you have not responded to the several attempts we have made to contact you. In view of this, and particularly in light of your refusal to cooperate on similar matters in the past, we can only assume you are unwillingly to cooperate with us on this matter as well. If our assumption is incorrect, please contact me as soon as possible and no later than February 4, 2004. A copy of this email will also be sent to you via the U.S mail to insure your receipt of this information. If we do not hear from you by February 4, 2004, we will conclude you either have no interest in this matter or no interest in cooperating with Heska in this matter. Either way, unless, by the specified date we hear from you to the contrary, we will petition the United States Patent and Trademark Office to acknowledge your status as an uncooperative party and to make the necessary changes to inventorship without your signature.

Hoping to hear from you soon,

Rich Stern, Ph.D.
Patent Agent
Heska Corporation
Fort Collins, CO 80525
sternri@heska.com
(970) 493-7272 ext.4174

The text of the previously sent email is as follows:

On October 13th, packages containing one or more Statement of Agreement Regarding Change of Inventorship were mailed to all of the inventors in the cases shown below. These Statements require the inventors signatures so that we may change the inventorship in the following two cases:

- IM-2-C1 Canine IL-4 Proteins
 - you and Matt Dreitz will be the inventors listed on this patent
- IM-2-C2 Canine IL-13 Proteins
 - Shumin Yang will be the sole inventor listed on this patent

The packages containing these Statements were sent by certified mail and the package sent to you was signed for on October 15, 2003. All of the other inventors have returned their Statements; however we have not yet received the signed Statements from you. Please sign and return these forms as soon as possible so that we may begin the process of changing inventorship in the above-referenced cases.

If you have any questions regarding this matter or if you would like more information, please do not hesitate to contact me.

Sincerely,



2/6/04

Exhibit H

Rich Stern, Ph.D.
Patent Agent
Heska Corporation
Fort Collins, CO 80525
sternri@heska.com
(970) 493-7272 ext.4174

2/6/04



HESKA®

1613 Prospect Parkway
Fort Collins, CO 80525
(t) 970-493-7272
(f) 970-484-9505
www.heska.com

CERTIFIED MAIL
LABEL NO. 7001 1940 0006 0579 1567
RETURN RECEIPT REQUESTED

January 23, 2004

Gek-Kee Sim, Ph.D.
543 Franklin St.
Denver, Colorado 80218

RE: Patent Applications and Issued Patents covering canine and feline
immunoregulatory molecules

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Richard J. Stern, Ph.D.
Patent Agent

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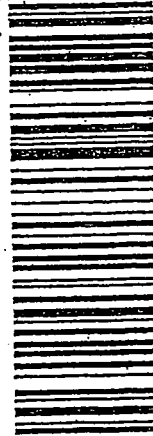
1/23/04

Rich Stern, Ph.D.
Patent Agent
Heska Corporation
Fort Collins, CO 80525
sternri@heska.com
(970) 493-7272 ext.4174

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Sent To Gek-kee Sim, PhD
 Street, Apt. No. or PO Box No. 543 Franklin St.
 City, State, ZIP+4 Denver, CO 80218
 PS Form 3800, January 2001 See Reverse for Instructions

IM-2-C1 and IM-2-C2

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- Print your name and address on the reverse of this form so that we can return this card to you.
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Gek-kee Sim, PhD
543 Franklin St.
Denver, CO 80218

4a. Article Number
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 4b. Service Type
☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD
 7. Date of Delivery

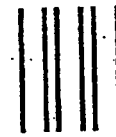
5. Received By: (Print Name)
 6. Signature: (Addressee or Agent)
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Richard J. Stern, PhD (IP Dept.)
Heska Corporation
1613 Prospect Parkway
Fort Collins, CO 80525